

**STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION**

Norfolk Southern Railway Company,	:	
Village of Deer Creek, and the	:	
State of Illinois,	:	
Department of Transportation	:	
	:	T08-0063
Stipulated Agreement regarding improving public	:	
safety at the Main Street and Perry Street highway-	:	
rail grade crossings of the Norfolk Southern Railway:	:	
Company's track in the Village of Deer Creek,	:	
Tazewell County (Main Street) and Woodford	:	
County (Perry Street), designated as crossing	:	
AAR/DOT #475 106H, railroad milepost 397.50-NL,	:	
and crossing AAR/DOT #475 104U, railroad	:	
milepost 397.20-NL, respectively.	:	

Request For Extension of Time

In support of its request for an extension of time to complete this project, Norfolk Southern Railway Company ("Norfolk Southern") states:

1. That on May 21, 2008, the Commission entered its Order in this docket directing the parties to complete certain improvements at the Main Street and the Perry Street highway rail grade crossings of the Norfolk Southern's track in the Village of Deer Creek, Illinois, designated as crossings AAR/DOT #475 106H (MP 397.50-NL) and AAR/DOT #475 104U (MP 397.20-NL), respectively.
2. That the Commission directed that all ordered improvements be completed by Norfolk Southern and Village of Deer Creek within twelve (12) months of the Commission's Order (i.e., by May 21, 2009);
3. That Norfolk Southern has previously completed the installation of the automatic flashing light signals and gates controlled by constant warning time circuitry at both the Main Street and Perry Street grade crossings as ordered by the Commission in this docket.

4. That Norfolk Southern is unable to complete the reconstruction and the raising of the siding track crossing surface work at the Main Street crossing by May 21, 2009, and accordingly requests as extension of time to complete that work as ordered by the Commission.

WHEREFORE, Norfolk Southern respectfully requests that Norfolk Southern be granted an extension of time - until July 31, 2009 - to complete the reconstruction and the raising of the siding track crossing surface work at the Main Street as ordered by the Commission in this docket.

Respectfully submitted,

(Signed) Neil F. Flynn
Attorney for Respondent Norfolk Southern
Railway Company

Dated: May 20, 2009

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